



**EXECUTIVE OFFICE OF THE PRESIDENT
OFFICE OF MANAGEMENT AND BUDGET
WASHINGTON, D.C. 20500**

June 29, 1984

LEGISLATIVE REFERRAL MEMORANDUM

LEGISLATIVE LIAISON
74-3477

TO: Legislative Liaison Officer
 Department of State
 Department of Commerce
 Department of Health and Human Services
 Department of Agriculture
 Department of Education
 Department of Justice
 Agency for International Development
 Central Intelligence Agency
 U.S. Information Agency
 Office of Personnel Management
 Peace Corps

for phone calls to Phoebe Felke,
 response date extended to
 Monday August 6, 1984. 1/30/84
 "No objection" response
 coordinated

STAT

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SUBJECT: DOD draft bill 98-152, "To amend the Defense Dependents Education Act of 1978, as amended, to permit the minor dependents of United States Government personnel stationed overseas to attend the Department of Defense Dependents Schools on a space-required basis when buildings are available."

The Office of Management and Budget requests the views of your agency on the above subject before advising on its relationship to the program of the President, in accordance with OMB Circular A-19.

A response to this request for your views is needed no later than on Friday, July 27, 1984.

Questions should be referred to Ned Moore
 (395-3796) or to Phoebe Felk
 the legislative analyst in this office.

(395-3736)

Naomi R. Sweeney for
 Assistant Director for
 Legislative Reference

- called
 OMB
 8/20

and
 indicated
 that CJA

flat "no
 objection" /

145

Enclosures

h8, HdS, E S Tp

8/20/84

STAT



GENERAL COUNSEL OF THE DEPARTMENT OF DEFENSE

WASHINGTON, D.C. 20301

26 JUN 1984

Honorable David A. Stockman
 Director, Office of Management
 and Budget
 Washington, D.C. 20503

Dear Mr. Stockman:

The attached legislative proposal, DOD 98-152, "To amend the Defense Dependents' Education Act of 1978, as amended, to permit the minor dependents of United States Government personnel stationed overseas to attend the Department of Defense Dependents Schools on a space-required basis when buildings are available," is forwarded for review in accordance with Office of Management and Budget Circular A-19.

This bill would entitle all federally-connected children whose sponsors are stationed overseas to enroll as space-required students in the Department of Defense Dependents Schools (DoDDS) in most instances. The Department of Defense offers the legislation in order to ensure equality of treatment for federally-connected students in the DoDDS system and to allay fears expressed by some other federal agencies, notably the Department of State, that their dependents are at a disadvantage in seeking a DoDDS education. That Department, for example, recently amended its Standardized Regulations to eliminate the requirement that non-Department of Defense civilian personnel enroll their children in DoDDS facilities when they are available. This amendment appears at paragraph 7 of the enclosed Department of State cable.

The effect of this regulatory change will be to increase the amount of money the United States Government spends on private school tuition for its overseas dependents, with a corresponding diminution of the educational funds that are transferred to the Department of Defense from sister agencies (and thereby retained by the Government). In addition, the loss of students in DoDDS schools might reduce the quality of education offered to those who remain. The proposed legislation, while not requiring other federal agencies to withhold an educational allowance from their employees when they could send their children to DoDDS schools, would permit and direct DoDDS to treat all federally-connected children equally within the limits of the statute, thereby encouraging attendance in DoDDS facilities.

Advice is requested as to the relationship of the proposal
to the program of the Administration.

Sincerely,

G. Niederleher
for Chapman B. Cox

Enclosures



WASHINGTON, D.C. 20301

Honorable Thomas P. O'Neill, Jr.
Speaker of the House of Representatives
Washington, D.C. 20515

Dear Mr. Speaker:

Enclosed is proposed legislation, "To amend the Defense Dependents' Education Act of 1978, as amended, to permit the minor dependents of United States Government personnel stationed overseas to attend the Department of Defense Dependents Schools on a space-required basis when buildings are available."

This proposal is part of the Department of Defense legislative program for the 98th Congress. The Office of Management and Budget advises that, from the standpoint of the Administration's program, there is no objection to the presentation of this proposal to the Congress. The Department of Defense recommends that the proposal be enacted by the Congress.

Purpose of the Legislation

The purpose of the proposed bill is to place all dependents of federal employees and military personnel stationed overseas on essentially the same footing when enrolling in the Department of Defense Dependents Schools (DoDDS). Under the Defense Dependents' Education Act of 1978, as amended, 20 U.S.C. §§ 921-932 (1982), only the minor dependents of members of the Armed Forces and Department of Defense civilian personnel who are paid from appropriated funds are entitled to attend schools operated by DoDDS on a space-required basis when their sponsors are serving overseas. Other federally-connected children whose sponsors are assigned overseas must, under the statute, be treated as space-available students. Thus, DoDDS currently may serve such students only if it already has the necessary staff, materials, equipment, facilities, and other resources. The only exception to this legislative limitation is the Economy Act, 31 U.S.C.A. § 1535 (West 1983), which permits the Secretary of Defense to create space on a reimbursable basis in DoDDS schools for other federal agency dependents if requested by the sponsoring agency head. Other agencies, however, appear to be reluctant to make Economy Act requests, with the result that their employees' dependents could be disadvantaged in obtaining an education from DoDDS.

This bill would entitle all federally-connected children whose sponsors are posted overseas to attend DoDDS schools as space-required students, subject to two qualifications. First, school buildings and other physical facilities, such as hospitals in the case of handicapped students, must be available to serve such children. Thus, for example, in areas where DoDDS schools do not exist the Department of Defense would not be obliged to establish them. Second, the bill would explicitly reaffirm the Secretary of Defense's authority to issue regulations prescribing the conditions and criteria under which students may enroll in DoDDS schools.

The bill would also make a small technical change. As it currently reads, the Defense Dependents' Education Act, in dealing with military personnel, treats only members of the Armed Forces as sponsors whose dependents may be enrolled in DoDDS schools on a space-required basis. Under 5 U.S.C. § 2101(2) (1982) and 10 U.S.C. § 101(4) (1982), the Army, Navy, Air Force, Marine Corps, and the Coast Guard comprise the Armed Forces. If the bill were enacted, all of the Uniformed Services (the Armed Forces plus the commissioned corps of the Public Health Service and the commissioned corps of the National Oceanic and Atmospheric Administration, 5 U.S.C. § 2101(3) (1982)) would be included.

Enactment of this bill would not require other federal agencies to compel their personnel to send their children to DoDDS schools. It would, however, permit and direct DoDDS to educate federally-connected children whenever buildings are available. Moreover, since other federal agencies would be transferring their tuition dollars to the Department of Defense rather than spending them on private schools, the United States Government would realize a significant cost savings in educating its overseas dependents.

Cost and Budget Data

The enactment of this proposal would cause no increase in budgeting requirements of the Department of Defense and should yield a more effective and efficient utilization of Government resources.

Sincerely,

Chapman B. Cox

Enclosure

A BILL

To amend the Defense Dependents' Education Act of 1978, as amended, to permit the minor dependents of United States Government personnel stationed overseas to attend the Department of Defense Dependents Schools on a space-required basis when buildings are available.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That
section 1414(2) of the Defense Dependents' Education Act of 1978 (20 U.S.C. § 932), is amended by --

(1) Adding, in section 1414(2), the phrase "subject to regulations issued by the Secretary of Defense" after the word "means";

(2) Deleting, in section 1414(2)(A), the term "Armed Forces" and substituting the term "Uniformed Services";

(3) Deleting, in section 1414(2)(B) the term "Department of Defense" and substituting the term "United States Government", deleting the period at the end of that subsection and substituting a comma, and adding at the end of that subsection the clause, "provided that, if the sponsor is not an officer or employee of the Department of Defense, the agency of the sponsor shall reimburse the Department of Defense for the cost of the education of the

dependent concerned, under regulations issued by the Secretary of Defense.".

Section 2. Section 1402 of the Defense Dependents' Education Act of 1978 (20 U.S.C. § 921), is amended by adding at the end thereof the following new subsection --

"(c) Notwithstanding any other provision of law, the Secretary of Defense shall not be required to construct new buildings or to modify existing buildings in order to provide an education or related services to dependents whose sponsors are not officers or employees of the Department of Defense or members of the Armed Forces under the jurisdiction of the Department of Defense."

~~SECRET EYES-EYES~~

INFO 201-EP C071-01 A02-02 EUR-00 AT-00 CIA1-00 COMP-01
 10-15 KIA-00 000-00 000-00 000-00 000-00 000-00
 FD-01 R-00 /200 R
 DRAFTED BY ANALYST/DECODED BY
 APPROVED BY A RELEASE

K/ASIS: GERAELNS

EUR/EX: MYRA

AF/EX: JMDRAN

KIA/EX: EGERTACH

ARA/EX: DEBUCKARD

IO/EX: RHEMIES

EAP/EX: DFRAMAGE

W/COMP/EP: LJURVIS

DESIRED DISTRIBUTION

AF/EX, ARA/EX, EAP/EX, HEA/EX, IO/EX, W/COMP/EP, W/COMP/FO,
 W/COMP/FO/LTC, EUR/EX, CIA

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P 1322110Z APR 84 ZEX

FM SECRETARY OF STATE

TO ALL DIPLOMATIC AND CONSULAR POSTS PRIORITY

INFO USOFFICE NAME BANGKOK PRIORITY

USOFFICE NAME TEAT PARIS

USOFFICE NAME MEXICO

AMB EMBASSY BELIZE

AMCONSUL DUSSELDORF

UNCLASSIFIED STATE 005322

INFORM CONSULS

E.O. 12356: N/A

TAGS: ALLOW

SUBJECT: ALLOWANCE AND POST DIFFERENTIAL RECLASSIFICATIONS
 TL:SR-376 PART A

REF: SECTION 920 STANDARDIZED REGULATIONS (GC, FA)

1. EFFECTIVE APRIL 15, 1984, UNLESS OTHERWISE NOTED,
 ALLOWANCES AND/OR POST DIFFERENTIAL RATES ARE REVISED AS
 SHOWN. THESE CHANGES WILL BE PART A OF TL:SR-376.

2. PLEASE INFORM LOCAL OFFICES OF ALL U.S. GOVERNMENT
 AGENCIES AT THE POSTS LISTED IN THIS CABLE.

3. ABBREVIATIONS AND SHORT FORM DESIGNATIONS OF POSTS WILL
 BE USED IN THIS TELEGRAM; COMPLETE POST ENTRIES WILL BE
 SHOWN IN THE SUBSEQUENT PAGES OF PRINTED SECTION 920.

4. IMPORTANT: READ THIS ENTIRE MESSAGE AS POSTS MAY BE
 LISTED MORE THAN ONCE. THIS TABLE LISTS THE CHANGES BY
 ALLOWANCES ALPHABETICALLY, I.E., FIRST LIVING QUARTERS,
 THEN POST ALLOWANCES, ETC., RATHER THAN SOLELY BY POST.

5. TAIWAN HAS BEEN INCLUDED, WHEN APPLICABLE, UNDER
 ARRANGEMENT WITH THE AMERICAN INSTITUTE IN TAIWAN.

LIVING QUARTERS ALLOWANCE

FROM

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ARGENTINA	WT 70500 72600 10400 12500 11000 14500
Buenos Aires	WOF 18400 16400 14700 16700 14500 13000

CANADA	WT 2500 2500 2500 2100 2600 2600
PITTSBURG	WOF 2300 2400 2400 2100 2400 2400

CHILE CONCEPCION	WT 6700 6700 5700 6500 6500 5700
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- EDMONTON

- HALIFAX

- KINGSTON

- LETHBRIDGE

- MONTREAL

- OTTAWA

- PORT CARTIER

- QUEBEC

- STRAIT OF GEORGIA

- TORONTO

- VICTORIA

- WHITEMHORSE

- WINNIPEG

- ITALY

- LA SPEZIA

- MILAN

- NAPLES

- ROME

- VENEZIA

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WOF 7600 6100 5000 7400 5900 4500

WT 11100 9100 7500 11400 8100 7300

WOF 2500 7200 5700 2700 6100 5500

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WOF 8700 7300 7300 3100 7100 7100

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WT 32000 25000 21000 12000 8200 6900

WOF 8500 7400 6200 2100 7200 6100

WT 6700 6200 5200 5200 6000 4500

DEPARTMENT OF STATE

TELEGRAM

Approved For Release 2008/08/28 : CIA-RDP86B00338R000400530012-9

7401 CC OF DS

JAPAN
-TOKYO CITY
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WDF 17600 13200 13200 23200 17200 21100

KOREA
-SEOUL
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WDF 13200 8100 7200 9200 8600 9700

SINGAPORE
WT 17900 17500 16700 16400 16400 17200
WDF 17900 16700 16000 16400 17200 16500

SWITZERLAND
-BERN
WT 15200 13400 11000 15000 13200 10200
WDF 12200 12200 9500 12600 12000 9800

-GENEVA
WT 15200 15600 11500 15600 15600 11300
WDF 14500 12500 10400 14300 12300 10300

LIVING QUARTERS ALLOWANCE

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WDF 17600 11400 9300 17400 11200 9200

ZURICH
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WDF 11400 10600 9400 11200 10500 9300

-OTHER
WT 6700 5900 5100 6100 5800 5300
WDF 5900 5000 3500 5200 5000 3500

UNITED KINGDOM
-BATH
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WDF 5200 5200 5200 5100 5100 5100

-BRISTOL
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-CAMBRIDGE
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-CAVERSHAM
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-CHELTINGHAM
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WDF 4700 4700 3500 4600 4100 3400

-CHICKSANDS
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WDF 3900 3900 3600 3800 3600 2600

-DUNSTABLE
WT 6900 6500 4700 6200 6100 4600
WDF 6500 5700 4300 6400 5500 4700

-EDGELL
WT 4200 4600 3400 4700 4700 2400
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-FAIRFORD
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-GLASGOW
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-GREENOCK
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-HARROGATE
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-MYTHE
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-LAKENHEATH
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WDF 4500 4500 3300 4300 4300 3300

-LONDON
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-OXFORDSHIRE
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-PORTSMOUTH
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-WELFORD
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-POST ALLOWANCE
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-BAHAMAS, THE
-GRAND BAHAMA ISLAND 15 20

-NAISEAU 28 25

- POST ALLOWANCE

FROM TO

-MADAGASCAR 18 8

-ANTANANARIVO 18 8

-OTHER 18 8

-MALAYSIA 5 10

-KOTA KINABALU, SARAWAK 5 10

-KUALA LUMPUR 10 15

-PENANG 5 10

-OTHER 5 10

-MAURITANIA 38 25

-OTHER 38 25

-SINGAPORE 18 15

-TRINIDAD AND TOBAGO 15 20

-PORT OF SPAIN 15 20

-OTHER 15 20

-UNITED KINGDOM 5 8

-EELEAST 5 8

-TEMPORARY LODGING ALLOWANCE

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-ENGLAND 10

-SCOTLAND 48 28

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- BIELEFELD	24	23				
- CALGARY	45	43				
- EDMONTON	47	45				
- HALIFAX	39	31				
- LETHBRIDGE	36	35				
- MONTREAL	41	48				
- NORTH BAY	29	28				
- OTTAWA	45	46				
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- PRINCE RUPERT	28	29				
- QUEBEC	45	43				
- STRAIT OF GEORGIA	34	33				
- TORONTO	43	47				
- TROIS RIVIERES	26	25				
- VICTORIA	46	44				
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- WHITEHORSE	38	37				
- WINDSOR	43	42				
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- GUADELOUPE						
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- (2/15 - 4/15)	58	52				
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- BANJUL	28	32				
GERMANY, FEDERAL REP. OF						
- COLOGNE	51	52				
- DARMSTADT	52	32				
- HEILIGELEHRER	21	27				
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DEPARTMENT OF STATE

TELEGRAM

Title of Report

-KARLSRUHE

-MUNICH

-MUNSTER

-NURNBERG

-SDGEL

-STUTTGART

-VIENNA

-WORMS

-WIENBRUCKEN

-GREECE

-IRAKLION

ICELAND

-KEFLAVIK-GRIMDAVÍK

-K-12

4P6D

4P6D

K-12

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-C-10-30-3000	30-12	4252	4262			
-EDGELL	K-8	4252	4262	K-8	4262	4062
	3-12	150	150	3-12	150	150
-ELLIASTONE	K-12	4262	4252	K-12	4062	4262
-EPESGATE	K-8	4062	4262	K-8	4262	4062
	3-12	150	150	3-12	150	150
-HIGH WYCOMBE	K-12	4262	4252	K-12	4262	4062
-LAKEHURST	K-12	4262	4252	K-12	4262	4262
-LUDLOWSHIRE	K-12	4062	4262	K-12	4262	4062
-WILFORD	K-8	4062	4252	K-8	4262	4062
	3-12	150	150	3-12	150	150
-WODDERIDGE	K-12	4262	4252	K-12	4262	4062

REPORTING CHANGES

FROM TO

FRANCE

-EDDEAUX

- RETAIL PRICE Y MAR V MAR

-LYON

- RETAIL PRICE Y MAR V MAR

-STRASBOURG

- RETAIL PRICE Y MAR V MAR

REPORTING CHANGES

FROM TO

SEI ISLAMIA

-COLMAR

- RETAIL PRICE Y FEB V FEB E

E. REASONS FOR REDUCTIONS: ALL POST ALLOWANCE AND LOA REDUCTIONS RESULTED FROM EXCHANGE RATE IMPROVEMENTS.

E. EFFECTIVE APRIL 15, 1982 SECTION 276.1 OF THE STANDARDIZED REGULATIONS IS DELETED, THEREBY ELIMINATING THE MANDATORY PROVISION REQUIRING CHILDREN OF EMPLOYEES OF U.S. CIVILIAN AGENCIES STATIONED AT POSTS WITH DOD SCHOOLS TO ATTEND THOSE SCHOOLS IN ORDER TO BE ELIGIBLE FOR AN EDUCATION ALLOWANCE. FOOTNOTE 6 IN SECTION 920 IS DELETED IN ITS ENTIRETY. CHANGES IN THE TEXT OF CHAPTER 27B WILL COME WITH THE NEXT PRINTING OF SECTION 520 FOLLOWING PART E OF TLCSR - 371.

E. CHANGES IN THE FOREIGN AND HOME SERVICE TRANSFER ALLOWANCES, CHAPTERS 220 AND 230, RESPECTIVELY OF THE STANDARDIZED REGULATIONS, PARALLELING CHANGES MADE FOR DOMESTIC TRANSFERS WILL BE RELEASED AS SOON AS POSSIBLE. HOWEVER, THE PROCESS DOES INCLUDE DRAFTING PROPOSED CHANGES AND FOLLOWING PROPER CLEARANCE PROCEDURES. NO DATE FOR RELEASE OF REVISED REGULATIONS HAS BEEN DETERMINED.

MINIMIZE CONSIDERED (WALS- 00925-1-13) SHULTZ